IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 12836 of 2000

Between:

Dr. Ch. Bhaskar Rao S/o. Venkateshwara Rao
Singareni Colleries Company Limited Kalyana Khani Dispnsary,
Mandamarri, Adilabad District.

... PETITIONER

AND

1 The Chairman & Managing Director, Singareni Colleries Company Limited, Kothagudem, Khammam District.
2 The Chief Medical Officer, Singareni Colleries Company Limited, Main Hospital, Kothagudem, Khammam District.
3 The Director, Personnel Administration & Welfare (P.A&W) Singareni Colleries Company Limited, Kothagudem, Khammam District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or direction more particularly one in nature of writ of Mandamus or the appropriate to call for the records relating to the issuance of impugned Proc.No. C28/933 dt. 11-06-2000 of the 1st respondent and set aside the same in ordering removal from service of the Petitioner on the basis of ex parte Enquiry Report and awarding heavy penalty on single charge, as highly illegal and against the principles of natural justice, equity and fair play.

Counsel for the Petitioner:MR.G.RAVI MOHAN

Counsel for the Respondents: MR.K.SRINIVASAMURTHY

The Court made the following :

ORDER:

Heard Sri G.Ravi Mohan, the learned counsel appearing for the petitioner and of Sri K.Srinivasa Murthy, the learned Standing Counsel appearing for the respondents.

The petitioner herein seeks to assail the impugned order dated 11.06.2000 of the first respondent. It is now represented that as against the said orders, the petitioner filed a regular appeal to the first respondent-Board on 03.07.2000 which is still pending. In view of the same, it is felt more desirable that the said appeal shall be disposed of on merits in stead of going into the merits by this Court by exercising the powers under Article 226 of the Constitution of India.

The Writ Petition is disposed of directing the first respondent-Board to dispose of the appeal dated 03.07.2000 within a period of six weeks from the date of receipt of a copy of this order. No costs.

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B. PRAKASH RAO, J

25th March 2005.

Chvn/DRK.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER.

To

1 The Chairman & Managing Director, Singareni Colleries Company Limited, Kothagudem, Khammam District.
2 The Chief Medical Officer, Singareni Colleries Company Limited, Main Hospital, Kothagudem, Khammam District.
3 The Director, Personnel Administration & Welfare (P.A&W) Singareni Colleries Company Limited, Kothagudem, Khammam District.

4 Two C.D. copies